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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/782,754	02/23/2004	Rafi Rabipour	85773-447

CONFIRMATION NO. 6181

## FORMALITIES LETTER



\*OC000000012709654\*

Date Mailed: 05/19/2004

SMART & BIGGAR  
 Suite 3400  
 1000 de la Gauchetiere Street West  
 Montreal, QC H3B 4W5  
 CANADA

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

10782754  
 07/21/2004 EABUBAK1 00000005 192550  
 01 FC:1051 130.00 DA

*A copy of this notice MUST be returned with the reply.*

*SAR*

Customer Service Center

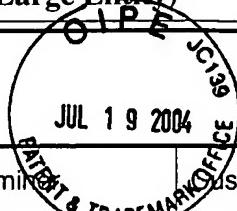
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
85773-447

In Re Application Of: **Rafi RABIPOUR et al.**



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/782,754	Februray 23, 2004	N/A	28291	2661	6181

Invention:

**DATA COMMUNICATION APPARATUS AND METHOD**

**Mail Stop Missing Parts**

**COMMISSIONER FOR PATENTS:**

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on

May 19, 2004

*Date*

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- Other (list):

**Power of Attorney document**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
**85773-447**

**In Re Application Of: Rafi RABIPOUR et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/782,754	Februray 23, 2004	N/A	28291	2661	6181

## Invention:

## **DATA COMMUNICATION APPARATUS AND METHOD**

TO THE COMMISSIONER FOR PATENTS:

### Mail Stop Missing Parts

- Completion of application fees as calculated below:

Utility application filing fee

Design application filing fee

Total number of independent claims =

Total number of claims =

Multiple dependent claims

Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$130.00**

Petition and fee for filing by other than all the inventors or a person not the inventor

Fee for processing an application filed with a non-English language specification

Fee for processing and retention of application

Total completion of application fees \$130.00

Total completion of application fees \$130.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month     Two months     Three months     Four months     Five months

**from:** \_\_\_\_\_ **until:** \_\_\_\_\_

Date

---

Date

Date

total time extension fees

Total fees due \$130.00

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.  
**85773-447**

In Re Application Of: **Rafi RABIPOUR et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
<b>10/782,754</b>	<b>Februray 23, 2004</b>	<b>N/A</b>	<b>28291</b>	<b>2661</b>	<b>6181</b>

Invention:

**DATA COMMUNICATION APPARATUS AND METHOD**

**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

The fee of \_\_\_\_\_ is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **19-2550**
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-2550**



Signature

Sanro Zlobec, Reg. No. 52,535  
**SMART & BIGGAR**  
1000 de la Gachetière Street West  
Suite 3300  
Montreal, Quebec, H3B 4W5

Dated: **July 16, 2004**

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

CC: